

Cindi Palmer 2/20/2003
Eric Jeffries v. Centre Life Insurance Company

Page 1

1 Volume: I
2 Pages: 1 - 76
3 Exhibits: None Marked

4 UNITED STATES DISTRICT COURT
5 SOUTHERN DISTRICT OF OHIO
6 WESTERN DIVISION, AT CINCINNATI

7 -----x

8 ERIC JEFFRIES,

9 Plaintiff,

Case No. C-1-02351

10 v.

11 CENTRE LIFE INSURANCE COMPANY,

12 et al,

13 Defendants.

14 -----x

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16 TELEPHONIC DEPOSITION of CINDI PALMER, a witness
17 called for examination by the Plaintiff, taken
18 pursuant to the Applicable Rules of the State of
19 Ohio, before Laurie K. Langer, Registered
20 Professional Reporter and Notary Public in and for
21 the Commonwealth of Massachusetts, at the Colonnade
22 Hotel, Huntington Avenue, Boston, Massachusetts, on
23 Thursday, February 20, 2003, commencing at 1:00 p.m.

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Page 62	Page 64
<p>1 Q. K-a-t-z.</p> <p>2 A. I don't recall ever speaking to a Dr. Katz as related</p> <p>3 to the claim. no.</p> <p>4 Q. Have you ever spoken to Dr. Grubbs?</p> <p>5 A. Again, who? Could you spell that.</p> <p>6 Q. G-r-u-b-b-s.</p> <p>7 A. I don't recall ever speaking to a Dr. Grubbs relating</p> <p>8 to the Jeffries claim.</p> <p>9 Q. Is it your understanding that vaccinations may</p> <p>10 sometimes lead a recipient to suffer an autoimmune</p> <p>11 reaction?</p> <p>12 A. I believe that there is some literature that suggests</p> <p>13 that some people have had some kind of reaction to</p> <p>14 vaccinations. And whether it's autoimmune or not I</p> <p>15 can't answer that right now. I don't know.</p> <p>16 Q. In your career have you ever seen records of an</p> <p>17 individual making the claim or suggesting that a</p> <p>18 vaccination has caused him or her to suffer an</p> <p>19 adverse reaction?</p> <p>20 A. In my career that they've made a claim that the</p> <p>21 vaccination that they received caused them to suffer</p> <p>22 an adverse reaction? The only one I can recall is</p> <p>23 Mr. Jeffries making that claim.</p> <p>24 Q. Have you ever spoken to, listened to, overheard or</p>	<p>1 talking about that, Mr. Roberts?</p> <p>2 Q. No, I am not, Miss Palmer.</p> <p>3 A. Would you like to repeat your question.</p> <p>4 Q. Are you mindful that there is a program called the</p> <p>5 National Vaccine Injury Compensation Program?</p> <p>6 A. No.</p> <p>7 Q. Do manufacturers of vaccines provide literature with</p> <p>8 the vaccination that gets sent to physicians or</p> <p>9 medical care professionals who administer the</p> <p>10 vaccine?</p> <p>11 A. I would assume there is literature included with</p> <p>12 vaccinations and vaccines to physicians.</p> <p>13 Q. Would the literature set forth the potential adverse</p> <p>14 reactions that may result?</p> <p>15 A. Medical literature from pharmaceutical companies</p> <p>16 usually include the potential adverse reactions.</p> <p>17 Q. Can you turn to Exhibit 9, please, for me, please,</p> <p>18 ma'am.</p> <p>19 A. I have what is Exhibit 9 before me.</p> <p>20 Q. Have you ever seen this document before?</p> <p>21 A. Well, what I'm looking at is something that says at</p> <p>22 the top of page 1 of 3, U.S. prescribing information</p> <p>23 for Energec/B and it's three pages and I don't</p> <p>24 remember that I ever saw this before.</p>
Page 63	Page 65
<p>1 corresponded with any medical professional who has</p> <p>2 suggested that they believe that vaccinations may</p> <p>3 cause adverse reactions?</p> <p>4 A. Well, I spoke to and read the report of Dr. James</p> <p>5 Garb which is one of the exhibits and he had spoken</p> <p>6 to, according to his report, Dr. Donald Craven from</p> <p>7 Boston who understands there may be, as he put it,</p> <p>8 quote, a relationship between the hepatitis B vaccine</p> <p>9 and rare autoimmune illnesses, however, the risk is</p> <p>10 very low, unquote.</p> <p>11 Q. Do you understand that the United States Congress has</p> <p>12 developed the National Vaccine Injury Compensation</p> <p>13 Program?</p> <p>14 MR. ELLIS: Objection.</p> <p>15 A. I don't really think I can speak about that because I</p> <p>16 don't, I don't know the answer to that.</p> <p>17 Q. You don't know if such a program exists or not?</p> <p>18 MR. ELLIS: Was that a question?</p> <p>19 Q. Question mark.</p> <p>20 A. I recall when I spoke to Mr. Jeffries which was, my</p> <p>21 conversation was documented in a memo to the file</p> <p>22 dated September 30, 1999, that he told me about</p> <p>23 something called the VAERS which I believe stood for</p> <p>24 Vaccine Adverse Event Reporting System. Are you</p>	<p>1 Q. Based on being a nurse for 32 or 31 years do you have</p> <p>2 an understanding of what this might be?</p> <p>3 A. I'm going to just guess that this was something that</p> <p>4 perhaps was included with a vaccine preparation,</p> <p>5 perhaps in the package vaccine.</p> <p>6 MR. ELLIS: You've guessing that?</p> <p>7 A. I am guessing because I don't know.</p> <p>8 MR. ELLIS: Well, all right. Probably not a</p> <p>9 good idea to guess under oath.</p> <p>10 A. Okay, then I don't know what this is.</p> <p>11 Q. Can you turn to Exhibit 12 for me, please, ma'am.</p> <p>12 A. I have two pages that I'm assuming are Exhibit 12.</p> <p>13 Q. Are you -- have you ever seen color images of a brain</p> <p>14 image -- have you ever seen the color copies of</p> <p>15 documents that are at Exhibit 12?</p> <p>16 A. I don't know that I've ever seen these documents</p> <p>17 before, so I don't believe I've ever seen color</p> <p>18 images of these documents.</p> <p>19 Q. Very well. Has any employee of DMS suggested to you</p> <p>20 that Mr. Jeffries' claim is not legitimate?</p> <p>21 A. The last conversation when I was involved in the</p> <p>22 claim I believe were at the time they were paying the</p> <p>23 claim and thus had accepted the claim and so</p> <p>24 therefore I'm of the opinion that they were at least</p>

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